IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

MONDAY, THE 8TH OCTOBER 2007 / 16TH ASWINA 1929

WP(C).No. 22462 of 2007(Y)

PETITIONER:

SMT.LALITHA BHAI, AGED 60,
W/O.PRABHAKARAN, POONGAT HOUSE,
CHITTANJOOR, KUNNAMKULAM.

BY ADV. SRI.P.GOPALAKRISHNA MENON
SRI.M.JITHESH MENON

RESPONDENTS:

THE SECRETARY,
REGIONAL TRANSPORT AUTHORITY,
TRISSUR.

BY GOVERNMENT PLEADER SRI.BENJAMIN PAUL

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 08/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

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W.P.(C) NO.22462/2007

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE JUDGMENT IN MVAA NO.515/05 DT. 29.11.05.

EXT.P2:- COPY OF THE JUDGMENT IN MVAA NO.516/05 DT. 29.11.05.

EXT.P3:- COPY OF THE ORDER DT. 14.6.06 OF THE REGIONAL TRANSPORT AUTHORITY, TRISSUR.

EXT.P4:- COPY OF THE INTERIM ORDER IN WP(C) NO.19122/06 DT. 20.7.06.

EXT.P5:_ COPY OF THE JUDGMENT IN WP(C) NO. 19122/06 DT. 3.8.06.

EXT.P6:- COPY OF THE REQUEST SUBMITTED BY THE PETITIONER DT. 22.8.06.

EXT.P7:_ COPY OF THE TEMPORARY PERMIT DT. 14.8.06.

EXT.P8:- COPY OF THE TEMPORARY PERMIT DT. 1.11.06.

EXT.P9:- COPY OF THE APPLICATION FOR TEMPORARY PERMIT SUBMITTED BY THE PETITIONER DT. 7.3.07.

EXT.P10:- COPY OF THE CHALAN RECEIPT DT. 7.3.07.

EXT.P11:- COPY OF THE REGISTRATION CERTIFICATE IN RESPECT OF KL-9/B.9115 WITH ENDORSEMENT REGARDING FITMENT OF SPEED GOVERNOR.

EXT.P12:- COPY OF THE REQUEST SUBMITTED BY THE PETITIONER DT. 3.7.07.

/TRUE COPY/

P.S. TO JUDGE

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ANTONY DOMINIC, J.

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W.P.(C) No. 22462 OF 2007 Y
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Dated this the 8th October, 2007

J U D G M E N T

The grievance of the petitioner is that the temporary permit ordered to be granted under Ext. P5 judgment is not granted. In Ext. P5 judgment this Court had directed that until fresh orders as directed therein are passed any application of the petitioner for temporary permit on the route in question shall be granted. This evidently means that if there is refusal to pass orders on Ext. P9, such an act is in violation of Ext. P5 judgment. If that be so, the course open to the petitioner is to move for contempt and not yet another writ petition.

Writ petition fails and is dismissed.

ANTONY DOMINIC
JUDGE

jan/-